



May 25, 2004

FCC, Office of the Secretary
445 12th Street SW
Washington, DC 20554

Re: FY 2003 Appeal Howell Township CC Docket No. 2-6
471 Application Number 355805, Billed Entity Number 123001

To Whom It May Concern:

Based upon the Schools & Libraries Division Administrators Decision on Appeal dated March 30, 2004 for Howell Township Public Schools we believe there is basis for further examination of Howell Township Public Schools 471 Application FY 2003.

This is an appeal of the Funding Year 2003 Funding Commitment Decision for Howell Township Public Schools 471 Application Number 355805 dated May 1, 2003. The E-rate funding was denied and the explanation noted was *"the cited form 470 must be filed and posted no earlier than July 1 of the year preceding the funding year for which the Form 471 application."*

A Form 470 was not filed for Funding Year 2003 because the services requested were already under contract and therefore, according to program rules, did not require a Form 470. Previously, in Funding Year 2002 this service was identified as Month to Month (MTM). In an attempt to follow the application procedures identified by the Schools and Libraries Division (SLD), Howell Township Public Schools followed the application process specified by the SLD. The application process for FY 2003 was intended to accurately reflect the application rules and therefore a Form 470 was not filed. As advised, Howell Township Public Schools used the previous Funding Year Form 470 to meet the required application guidelines.

In the Schools & Libraries Division Administrators Decision on Appeal dated March 30, 2004 stated that Howell Township Public Schools was contacted during Program Integrity Assurance (PIA). However, it is clear there was some confusion by both the SLD and the school district because it was Howell Township's full intention was to follow the program rules as specified by the SLD so that E-rate funding would be realized.

FRN: 959356 Verizon – New Jersey
Contract Awarded – November 7, 2001
Contract Term: 5 years

FRN: 959404 Xtel Communications, Inc.
Contract Awarded – March 7, 2001
Contract Term: 3 years

FRN: 99465 Business Automated Technologies / Bell Atlantic Network Integration
Contract Awarded – March 7, 2001
Contract Term: 5 years

Thank you for reviewing this appeal. Please use the contact information below.
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Best Regards,
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